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8 Attorneys for Defendant

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12 FRESNO DIVISION

14
15 PATRICIA MORENO,
16 Plaintiff,
17 v.
18 KILOLO KIJAKAZI,
Acting Commissioner of Social Security,
19 Defendant.

No. 1:20-cv-01503-SKO

STIPULATION AND ORDER
FOR EXTENSION TO FILE DEFENDANT'S
OPPOSITION TO PLAINTIFF'S OPENING
BRIEF (*NUNC PRO TUNC*)

(Doc. 23)

21 The parties stipulate through counsel that Defendant, the Acting Commissioner of Social
22 Security (the "Commissioner"), shall have an extension of time to file her opposition to Plaintiff's
23 opening brief in this case. In support of this request, the Commissioner respectfully states as
24 follows:

25 1. Defendant's response to Plaintiff's opening brief was due October 29, 2021.
26 Defendant previously requested a one-week extension of time for this deadline.

27 2. The undersigned of counsel attorney, who is responsible for briefing this case, is
28 unable to independently e-file cases, as they have not yet been granted SAUSA status. The of

counsel attorney, attempted to file on Friday evening, by using the information for the attorney of record listed below. However, the attorney of record is on medical leave and her e-file credentials have been locked, due to the upgrade to the CM/ECF NextGen Single Sign On system. The of counsel attorney has secured the information for another attorney and will file the brief along with this motion to prevent any further delay.

3. Defendant seeks an extension of three days, until November 1, 2021, to file her response to Plaintiff's opening brief.

4. This request is made in good faith and is not intended to delay the proceedings in this matter.

WHEREFORE, Defendant requests until November 1, 2021, to file her opposition to Plaintiff's opening brief.

Respectfully submitted,

DATE: November 1, 2021

/s/ Harvey P. Sackett
HARVEY P. SACKETT
Attorney for Plaintiff
(as approved via email)

PHILLIP A. TALBERT
Acting United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
Social Security Administration

DATE: November 1, 2021

By /s/ Chantal R. Jenkins
CHANTAL R. JENKINS
Special Assistant United States Attorney

Attorneys for Defendant

Of Counsel to Defendant
Bacilio Mendez II, CSBN 332719
Assistant Regional Counsel
Social Security Administration

ORDER

Pursuant to the foregoing stipulation of the parties (Doc. 23), and for good cause shown, IT IS HEREBY ORDERED that Defendant shall have an extension, up to and including November 1, 2021, *nunc pro tunc*, to file her response to Plaintiff's opening brief. All other dates in the Scheduling Order (Doc. 15) shall be extended accordingly.

IT IS SO ORDERED.

Dated: November 2, 2021

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE